### SEMINOLE COUNTY GOVERNMENT BOARD OF ADJUSTMENT AGENDA MEMORANDUM

SUBJECT: REQUEST FOR SPECIAL EXCEPTION FOR THE PERMANENT PLACEMENT OF A MOBILE HOME IN THE A-5 (RURAL ZONING CLASSIFICATION DISTRICT) AT 1208 OSCEOLA ROAD; (ANN SAUCER, APPLICANT).

DEPARTMENT: Plann	ing & Development DIV	ISION:	Planning		Mile and Miles and Advantage a
AUTHORIZED BY:	Earnest McDonald	CONTACT:	Kathy Fall	EXT.	7389
Agenda Date 11-15-04	1 Regular Cons	ent 🛭 Publi	c Hearing – 6:00		

### MOTION/RECOMMENDATION:

- 1. APPROVE THE REQUEST FOR SPECIAL EXCEPTION FOR THE PERMANENT PLACEMENT OF A MOBILE HOME IN THE A-5 (RURAL ZONING CLASSIFICATION DISTRICT) AT 1208 OSCEOLA ROAD; (ANN SAUCER, APPLICANT); OR
- 2. **DENY** THE REQUEST FOR SPECIAL EXCEPTION FOR THE PERMANENT PLACEMENT OF A MOBILE HOME IN THE A-5 (RURAL ZONING CLASSIFICATION DISTRICT) AT 1208 OSCEOLA ROAD; (ANN SAUCER, APPLICANT); OR
- 3. **CONTINUE** THE REQUEST TO A TIME AND DATE CERTAIN.

GENERAL	ANN SAUCER, APPLICANT	A-5 DISTRICT, LDC
INFORMATION	1208 OSCEOLA ROAD	SECTIONS 30.104 (A-5
	GENEVA, FL 32732	CONDITIONAL USES) &
		30.1401 (MOBILE HOME
		SITING STANDARDS)
BACKGROUND / REQUEST	1967 MOBILE HOME, WHICH HURRICANES, WITH A NEW DISTRICT WHERE MOBILE I BY SPECIAL EXCEPTION.  IN 1980, THE PROPERTY R EXCEPTION FOR THE CURI	S TO REPLACE AN EXISTING I WAS DAMAGED BY RECENT ER MOBILE HOME IN THE A-5 HOMES ARE ALLOWED ONLY ECEIVED A 2 YEAR SPECIAL RENT MOBILE HOME, WHICH E REQUEST REPRESENTS A

ZONING & FLU	DIRECTION	EXISTING ZONING	EXISTING FLU	USE OF PROPERTY
	SITE	A-5	RURAL-5	MOBILE HOME
	NORTH	A-5	RURAL-5	VACANT
	SOUTH	A-5	RURAL-5	MOBILE HOME
	EAST	A-5	RURAL-5	MOBILE HOME
(% 500 6 h / 50)	WEST	A-5	RURAL-5	MOBILE HOME

STANDARDS FOR GRANTING A SPECIAL EXCEPTION; LDC SECTION 30.43(b)(2) THE BOARD OF ADJUSTMENT (BOA) SHALL HAVE THE POWER TO HEAR AND DECIDE SPECIAL EXCEPTIONS IT IS SPECIFICALLY AUTHORIZED TO PASS UNDER THE TERMS OF THE LAND DEVELOPMENT CODE UPON DETERMINATION THE USE REQUESTED:

# IS NOT DETRIMENTAL TO THE CHARACTER OF THE AREA OR NEIGHBORHOOD OR INCONSISTENT WITH TRENDS OF DEVELOPMENT IN THE AREA:

GIVEN THE TREND OF MIXED (MOBILE AND CONVENTIONAL HOME) SINGLE-FAMILY DEVELOPMENT IN THE AREA, THE REPLACEMENT OF THE EXISTING MOBILE HOME WITH A STRUCTURE NEARLY IDENTICAL TO THE PREVIOUSLY APPROVED UNIT WOULD BE COMPATIBLE WITH SURROUNDING LAND USE.

AVAILABLE RECORDS INDICATE THAT SEVERAL PARCELS WITHIN THE GENERAL VICINITY HAVE MOBILE HOMES THAT THE BOA HAS TYPICALLY APPROVED FOR BOTH PERMANENT AND LIMITED TIME PERIODS.

## DOES NOT HAVE AN UNDULY ADVERSE EFFECT ON EXISTING TRAFFIC PATTERNS, MOVEMENTS AND VOLUMES:

SINCE THE PROPOSED USE IS A SINGLE-FAMILY UNIT THAT WOULD NOT BE HIGHLY INTENSIVE IN NATURE, STAFF DOES NOT BELIEVE IT WOULD ADVERSELY IMPACT ADJOINING TRANSPORTATION FACILITIES.

## IS CONSISTENT WITH THE SEMINOLE COUNTY VISION 2020 COMPREHENSIVE PLAN:

THE REQUEST WOULD BE CONSISTENT WITH THE TREND OF LOW-DENSITY SINGLE-FAMILY LAND USE, INCLUDING CONVENTIONAL AND MOBILE HOMES, ESTABLISHED IN THIS AREA.

MEETS ANY ADDITIONAL REQUIREMENTS SPECIFIED IN THE CODE SECTION AUTHORIZING THE USE IN A PARTICULAR ZONING DISTRICT OR CLASSIFICATION:

THE SUBJECT PROPERTY IS A 1.7 ACRE PARCEL DOES NOT MEET THE A-5 BUILDING SITE AREA REQUIRMENT HOWEVER THE THE VISION 2020 POLICY 11.15 STATES EXISTING PARCELS OF RECORD, PRIOR TO 1991, SHALL BE PERMITTED TO BE DEVELOPED. THE SUBJECT PROPERTY OTHERWISE MEET THE MINIMUM DIMENSIONAL REQUIRMENTS OF THE A-5 DISTRICT.

### WILL NOT ADVERSELY AFFECT THE PUBLIC INTEREST:

THE SUBJECT PROPERTY IS CURRENTLY OCCUPIED BY A MOBILE HOME, APPROVED FOR A TWO YEAR SPECIAL EXCEPTION BY THE BOA IN 1980. SINCE THAT TIME, THE TREND OF DEVELOPMENT IN THE AREA HAS LARGELY REMAINED INCLUSIVE OF CONVENTIONAL AND MOBILE HOMES. IN LIGHT OF THIS, STAFF BELIEVES THE PROPOSED USE WOULD BE CONSISTENT WITH THE CHARACTER OF SINGLE-FAMILY HOMES IN THE AREA.

STANDARDS FOR GRANTING A SPECIAL EXCEPTION IN THE A-5 (AGRICULTURE DISTRICT); LDC SECTION 30.104(a) THE BOA MAY PERMIT ANY USE ALLOWED BY SPECIAL EXCEPTION IN THE A-5 (RURAL ZONING CLASSIFICATION DISTRICT) UPON MAKING FINDINGS OF FACT, IN ADDITION TO THOSE REQUIRED BY SECTION 30.43(B)(2) OF THE LAND DEVELOPMENT CODE, THAT THE USE:

## <u>IS CONSISTENT WITH THE GENERAL ZONING PLAN OF THE A-5 (RURAL ZONING CLASSIFICATION DISTRICT):</u>

THE PROPOSED USE IS ALLOWED ONLY BY SPECIAL EXCEPTION IN THE A-5 DISTRICT. THE PROPOSED MOBILE HOME WOULD BE REQUIRED TO COMPLY WITH THE SITING STANDARDS ENUMERATED IN SECTION 30.1401 OF THE LAND DEVELOPMENT CODE, WHICH ARE INTENDED TO MINIMIZE POTENTIAL INCOMPATIBILITY WITH NEARBY CONVENTIONAL SINGLE-FAMILY HOMES AS FOLLOWS:

- THE PROPOSED MOBILE HOME SHALL HAVE SAFE AND CONVENIENT VEHICULAR ACCESS.
- THE PROPOSED MOBILE HOME SHALL BE REQUIRED TO CONFORM TO APPLICABLE CODES, WHICH INCLUDE STANDARDS FOR INSTALLATION, ANCHORING, UTILITY ACCESSIBILITY, AND SKIRTING.

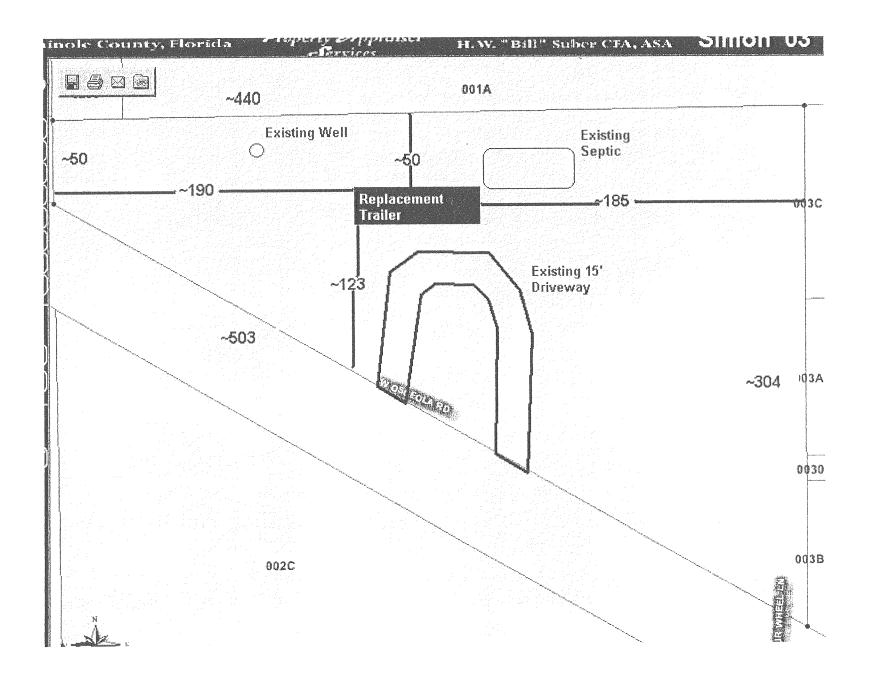
### IS NOT HIGHLY INTENSIVE IN NATURE:

THE REQUEST IS NOT HIGHLY INTENSIVE IN NATURE, AS THE PROPOSED MOBILE HOME WOULD ONLY BE PERMITTED FOR SINGLE-FAMILY OCCUPANCY.

HAS ACCESS TO AN ADEQUATE LEVEL OF URBAN SERVICES

	SUCH AS SEWED WATER DOLICE SCHOOLS AND BELATER
	SUCH AS SEWER, WATER, POLICE, SCHOOLS AND RELATED SERVICES:
MOBILE HOME AS A	THE SUBJECT PROPERTY IS SERVED BY ON-SITE SEPTIC AND WELL SYSTEMS. OTHER COUNTY SERVICES, INCLUDING SCHOOLS AND EMERGENCY SERVICES, ARE ALSO AVAILABLE TO THE SITE.  A MOBILE HOME MAY BE PERMITTED AS A SPECIAL
SPECIAL EXCEPTION	EXCEPTION ON A LOT OR PARCEL OF RECORD IN THE A-5
IN THE A-5 (RURAL	(AGRICULTURE DISTRICT), SUBJECT TO THE PREVIOUSLY
ZONING	REFERENCED MOBILE HOME SITING STANDARDS IN SECTION
CLASSIFICATION	30.1401 OF THE LAND DEVELOPMENT CODE.
DISTRICT); LDC	
SECTION 30.103 STAFF FINDINGS:	SPECIAL EXCEPTIONS WITHIN ANY ZONING DISTRICT ARE GENERALLY GRANTED FOR PERMANENT USES. HOWEVER, WITH RESPECT TO MOBILE HOMES, SECTION 30.123 OF THE LAND DEVELOPMENT CODE PROVIDES THE ABILITY FOR THE BOA IN ITS SOUND DISCRETION TO PLACE REASONABLE CONDITIONS AND LIMITATIONS, WHICH ARE NECESSARY TO PROTECT THE CHARACTER OF AN AREA AND ARE IN FURTHERANCE OF THE PUBLIC INTEREST. THEREFORE, THE BOA SHOULD GIVE PRIMARY CONSIDERATION TO EITHER GRANTING A SPECIAL EXCEPTION FOR THE CONTINUED OCCUPANCY OF THE EXISTING MOBILE HOME OR DENYING THE REQUEST, BASED UPON THE FOLLOWING FACTORS:
	COMPATIBILITY & DEVELOPMENT TRENDS IN THE AREA (CONVENTIONAL VS. MOBILE HOMES); AND
STAFF	AT THE TIME THE EXISTING MOBILE HOME WAS APPROVED BY SPECIAL EXCEPTION IN 1980, STAFF RECOMMENDED APPROVAL OF THE REQUEST FOR A PERIOD NOT TO EXCEED TWO YEARS. SINCE THAT TIME, SINGLE-FAMILY DEVELOPMENT IN THE AREA HAS REMAINED INCLUSIVE OF BOTH MOBILE AND CONVENTIONAL HOMES.  BASED ON THE STATED FINDINGS, STAFF RECOMMENDS
RECOMMENDATION:	APPROVAL OF THE REQUEST WITH THE IMPOSITION OF THE FOLLOWING CONDITIONS:
	<ul> <li>ONLY ONE (1) SINGLE-FAMILY MOBILE HOME SHALL OCCUPY THE SITE, AS SHOWN ON THE PROPOSED SITE PLAN; THE EXISTING MOBILE HOME SHALL BE REMOVED, PRIOR TO THE ISSUANCE OF A PERMIT FOR THE PROPOSED MOBILE HOME;</li> <li>THE EXISTING MOBILE HOME SHALL OTHERWISE CONFORM TO APPLICABLE BUILDING CODES, INCLUDING STANDARDS FOR ANCHORING, UTILITY</li> </ul>

ACCESSIBILITY AND SKIRTING.



Joseph J. Saucer 1208 Osceola Road



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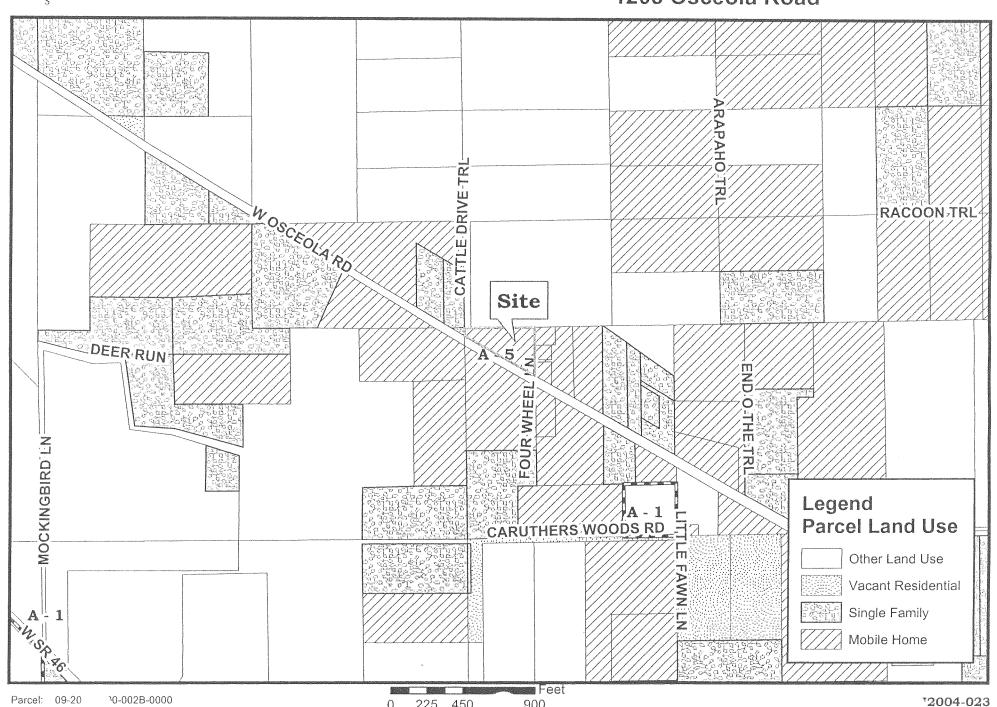
600



**NOVEMBER 15, 2004** 



Joseph J. Saucer 1208 Osceola Road



225 450

900



### SEMINOLE COUNTY PLANNING & DEVELOPMENT DEPARTMENT PLANNING DIVISION

1101 EAST FIRST STREET SANFORD, FL 32771

SIGNATURE OF OWNER OR AGENT\*

\* Proof of owner's authorization is required with submittal if signed by agent.



APPL.NO. BM 2004-625

DATE

000

### APPLICATION TO THE SEMINOLE COUNTY BOARD OF ADJUSTMENT

Applications to the Seminole County Board of Adjustment shall include all applicable items listed in the Board of Adjustment Process Checklist. No application will be scheduled for Board of Adjustment Board of Adjustment Process Checklist. The application will be sense and the consideration until a complete application (including all information requested below) has been received by the Planning & Development Department, Planning Division. Applications for SPECIAL EXCEPTION shall only be received for processing following pre-application conference.

0	VARIANCE	APPLICATION T	TYPE:	RECY	MANAGORIA ON MANAGORIA ON GARAGORIA ON GARAG
0	SPECIAL EXCEPTION				enagena elementengagagang
•	MOBILE HOME SPECIAL  ON DEAM  O EXISTING (YEAR  O REPLACEMENT (YEAR  ANTICIPATED TIME MOBIL  PLAN TO BUILD O YES O  MEDICAL HARDSHIP O YE  APPEAL FROM DECISIO	LE HOME IS NEE NO IF SO, W ES (LETTER FRO	CEMBEL O (YEAR = MOBILE HON DED HEN M DOCTOR RI	EQUIRED) O NO	
CURR LEGA DF SIZE (	RESS 460 FOREST  OUIEDO FOREST  NE 1 407-365-6  NE 2	SAUCER TRAIL L 32765 925 11. UCF. Edu  SCEOLA K Resident ac of Twr 4 N DF O Sacre(s) PARCEL O SEWER • SE	asavce Id Gen Ial 205 RGE sceola 1	SAUCER PEST TEAIL 1, FL 3176 65-6915 3-5290 WK 10 MAIL, UCF, CVA, FL 30 32 & W 61 Cd 20-31-300	2CH
This re-	OPERTY ACCESSIBLE FOR equest will be considered at the Bo y/yr), in the Board Chambers (Roores Building, located at 1101 East Fi	ard of Adjustment re n 1028) at 6:00 p.m. o	gular meeting on on the first floor o	/ /	
l hereby	y affirm that all statements, proposals gect to the best of my knowledge.			d within this application are	true

## **ADDITIONAL VARIANCES** VARIANCE 2: VARINACE 3: VARIANCE 4: VARIANCE 5: VARIANCE 6: VARIANCE 7: APPEAL FROM BOA DECISION TO BCC APPELLANT INFORMATION NAME ADDRESS PHONE 1 PHONE 2 E-MAIL NATURE OF THE APPEAL APPELLANT SIGNATURE FOR OFFICE USE ONLY PROCESSING: FEE(S): COMMISSON DISTRICT FLU / ZONING BCC HEARING DATE (FOR APPEAL) LOCATION FURTHER DESCRIBED AS PLANNING ADVISOR\_ SUFFICIENCY COMMENTS

Last Updated: October 20, 2004

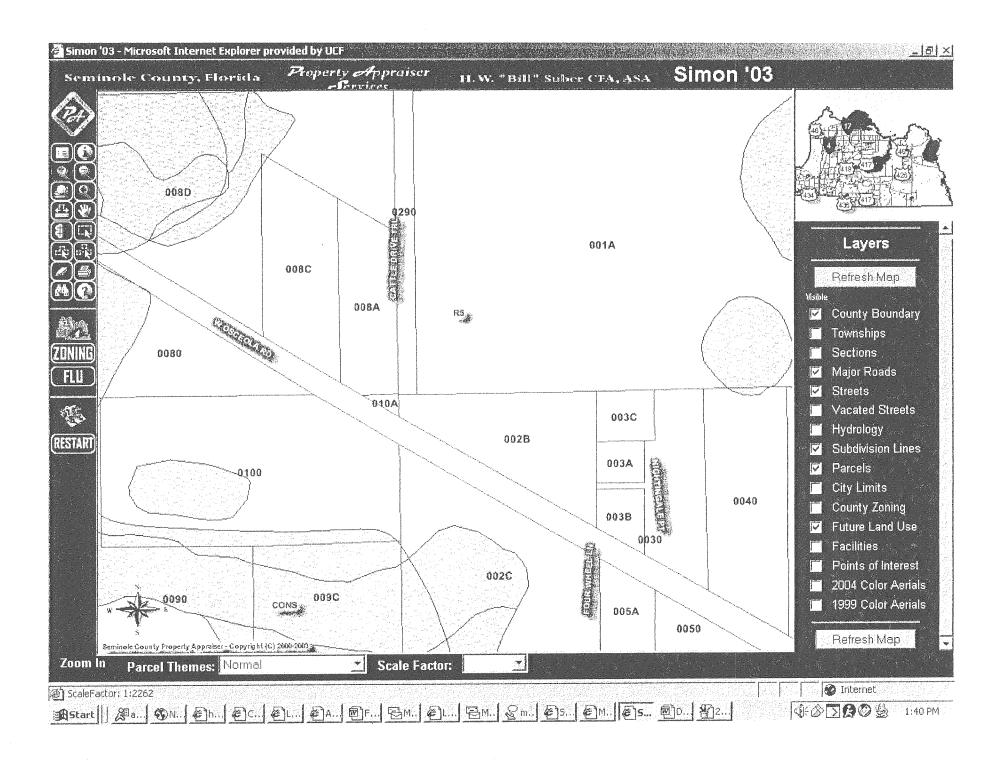
# MOBILE HOME APPLICATION TO THE BOARD OF ADJUSTMENT SEMINOLE COUNTY

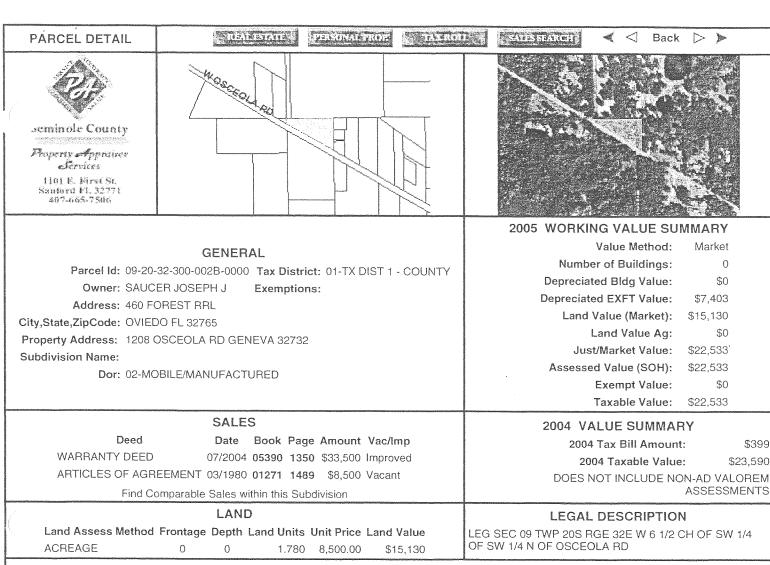
1101 EAST FIRST STREET SANPORD, FLORIDA 32771 Phone: (407) 985-7444 Fex: 985-7855 RENEWAL REINSTATEMENT MEDICAL HARDSHIP	Undocumented)
APPLICANT: JOSEPH JAY SAUCER	
MAILING ADDRESS: 4100 FOREST TRAIL	rimon no ha a bhirtanga a 1974 ina deir deirin immigraeaga ga agus ga agus ga agus an agus an a
CITY: OUIENO STATE: FC ZIP CODE: 32	765
PHONE: WORK 321-303-7747 HOME 407-365-6725 FAX:	
OWNER OF PROPERTY: TISEDH JAY SAUCER	former former
STREET ADDRESS OF SUBJECT PROPERTY: 1208 OSceola Rd	7
TAX PARCEL I.D. NUMBER: 09-20-32-302-002/3-0	time discussive dell'intelligio di sate andre i i i i i i i i i i i i i i i i i i i
LEGAL DESCRIPTION OF PROPERTY: Leg Sec of TWP 205	<u>RGE 33 E</u> W
6/2 CH OF SW14 OF SW14NOF OSCEOLA RA	руки расмы шабылбага сыламда байа орун марадуунун урану урануу арагуулган арагуун арагуулган арагуун арагуулган арагуун арагуулган арагуун арагуулган арагуун арагуулган арагуул
DIRECTIONS TO PROPERTY: OSCEOLA RD ARROX IMI &	
MULLET LK PARK RD LOTSIZE: 1.78	ACRES .
PLEASE ANSWER THE FOLLOWING QUESTIONS:  1. The Mobile home is: DExisting DProposed Experiencement of existing mobile home 2. Who is the mobile home tor? Self 3. Year of mobile home: Size of mobile home. Size is: Called to the control of the mobile home is needed: Table that the called to the control of th	A 6 .
Copy of site plan indicating the information requested on page 3.	
☐ Copy of legal description from Property Appraisers Office with the tax parcel I.D. no. ☐ Letter of Authorization from the property owner granting permission to apply for the Speci Medical Hardship applications shall be accompanied by a letter from a doctor substantiation NOTE: Completion of the application form is considered to be of importance. Careful correct answers should be given since many of the same questions may be asked at \$ SIGNATURE OF APPLICANT DATE 10 -2	ng the illness. I thought and the hearing.
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Mobile home spp. 60c 2/24/2003 gm

ANN SAUCER WORK 407-823-5290 Home 407-365-6925

Noldering work Cell 321-303-0985





#### **EXTRA FEATURE**

Description Year Blt Units EXFT Value Est. Cost New

MOBILE HOME 1967

600

\$7,403

\$28,20

NOTE: Assessed values shown are NOT certified values and therefore are subject to change before being finalized for ad valorem tax purposes.
\*\*\* If you recently purchased a homesteaded property your next year's property tax will be based on Just/Market value.



DR012 02

### DEVELOPMENT HISTORY DISPLAY

10/28/04 08:24:42

FILE #: BA(3-17-80)-29TE APPL: JACKSON, CHARLES

SEC: 09 TWP: 20 RNG: 32 SUF: PL BK: PB PG: BLOCK #:

DEVELOPMENT NAME: MH-JACKSON, CHARLES

LOC: 3/4 MILE SE OF MULLET LAKE PARK ROAD AND OSCEOLA ROAD.

LOT #1: #2: #3: #4: #5: #6:

**#7:** 

PARC #1: 2B #2:

#3: #4: #5: #6: #7:

REQUEST DESCRIPTION:

TO PLACE A MOBILE HOME.

ACTION: APPROVED FOR TWO YEARS.

**DATE:** 031780

REMARKS:

CMD 1 - End Job CMD 2 - Go to Search Prompt HELP - SCREEN AID

### SEMINOLE COUNTY APPROVAL DEVELOPMENT ORDER

On November 15, 2004, Seminole County issued this Development Order relating to and touching and concerning the following described property:

LEG SEC 09 TWP 20S RGE 32E W 6 ½ CH OF SW ¼ OF SW ¼ N OF OSCEOLA RD

(The aforedescribed legal description has been provided to Seminole County by the owner of the aforedescribed property.)

### **FINDINGS OF FACT**

Property Owner:

JOSEPH SAUCER

460 FOREST TRAIL OVIEDO, FL 32765

Project Name:

1208 OSCEOLA ROAD

### Requested Development Approval:

SPECIAL EXCEPTION TO ALLOW THE PERMANENT PLACEMENT OF A MOBILE HOME IN THE A-5 (RURAL ZONING CLASSIFICATION DISTIRCT)

The Development Approval sought is consistent with the Seminole County Comprehensive Plan and will be developed consistent with and in compliance to applicable land development regulations and all other applicable regulations and ordinances.

The owner of the property has expressly agreed to be bound by and subject to the development conditions and commitments stated below and has covenanted and agreed to have such conditions and commitments run with, follow and perpetually burden the aforedescribed property.

Prepared by: Kathy Fall

1101 East First Street Sanford, Florida 32771

### Order

### NOW, THEREFORE, IT IS ORDERED AND AGREED THAT:

- (1) The aforementioned application for development approval is **GRANTED**.
- (2) All development shall fully comply with all of the codes and ordinances in effect in Seminole County at the time of issuance of permits including all impact fee ordinances.
  - (3) The conditions upon this development approval and the commitments made as to this development approval, all of which have been accepted by and agreed to by the owner of the property are as follows:
    - A. THE PROPOSED MOBILE HOME SHALL OTHERWISE CONFORM TO APPLICABLE BUILDING CODES, INCLUDING STANDARDS FOR ANCHORING, UTILITY ACCESSIBILITY AND SKIRTING.
- (4) This Development Order touches and concerns the aforedescribed property and the conditions, commitments and provisions of this Development Order shall perpetually burden, run with and follow the said property and be a servitude upon and binding upon said property unless released in whole or part by action of Seminole County by virtue of a document of equal dignity herewith. The owner of the said property has expressly covenanted and agreed to this provision and all other terms and provisions of this Development Order.
  - (5) The terms and provisions of this Order are not severable and in the event any portion of this Order shall be found to be invalid or illegal then the entire order shall be null and void.

Done and Ordered on the date firs	t written above.
	By: Matthew West Planning Manager
STATE OF FLORIDA ) COUNTY OF SEMINOLE )  I HEREBY CERTIFY that on this day	y, before me, an officer duly authorized in the State
and County aforesaid to ta	ake acknowledgments, personally appeared personally known to me or who has produced n and who executed the foregoing instrument.
WITNESS my hand and official sday of	eal in the County and State last aforesaid this _, 2004.
	Notary Public, in and for the County and State Aforementioned
	My Commission Expires: